

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

v.

ROBERT MENENDEZ, NADINE
MENENDEZ, WAEL HANA, and FRED
DAIBES,

Defendants.

23-Cr-490 (SHS)

ORDER

SIDNEY H. STEIN, U.S. District Judge.

In letters dated June 30 and July 2, 2024, the government objected to the admission of portions of Michael Critchley's deposition testimony. Menendez responded with a letter on June 30, 2024, and Hana responded on July 2, 2024.

The Court hereby grants the government's motion to strike the following sections of Critchley's testimony:

Transcript Citation	Basis for Striking
24:5-16, 24:19-25	Rules 401 and 701
25:12-28:12	Rules 401, 403, and 701; hearsay
28:18-29:18	Rules 401 and 403
29:19-25, 30:11-32:8	Rules 401 and 403; hearsay
32:22-33:13	Rules 401 and 403
33:14-17	No answer to the question
33:21-34:6	Rules 401 and 403
48:2-12	Rules 401, 403, and 701; hearsay
57:20-25	Leading question
62:13-63:2	Rules 401, 403, and 701
71:1-13	Rules 401 and 403; hearsay
71:18-24	Rules 401 and 403
100:3-102:9	Rules 401, 403, and 701
103:14-104:23, 105:20-106:3	Rules 403 and 701

The government's remaining objections are denied.

The Court also grants Menendez's motion to strike the following section of Critchley's cross-examination:

Transcript Citation	Basis for Striking
76:2-78:9, 78:14-79:15	Rules 401, 403, and 701

Menendez's remaining objections were withdrawn in his June 30, 2024 letter.

Dated: New York, New York

July 2, 2024

SO ORDERED:



Sidney H. Stein, U.S.D.J.